

# RESPONSE UNDER 37 CFR §1.116 - EXPEDITED PROCEDURE EXAMINING GROUP 2818

**DOCKET NO.: A0312.70409US00** 

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Paul F. Ferguson, Jr. et al.

Serial No.:

09/575,560

Confirmation No.:

1265

Filed:

May 21, 2000

For:

Method and Apparatus for Use in Switched Capacitor Systems

Examiner:

Trong Q. Phan

Art Unit:

2818

#### CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on April **27**, 2004.

Signature

MAIL STOP AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

#### **RESPONSE TO OFFICE ACTION**

In response to the Final Office Action of March 31, 2004, Applicant herewith submits a Terminal Disclaimer over any patent issuing on co-pending application Serial No. 09/575,561. Claims 1-9 and 35-38 had been provisionally rejected for obviousness-type double patenting over claims 1-17 of co-pending application No. 09/575,561. By the submission of the enclosed Terminal Disclaimer, this rejection is now rendered moot. Accordingly, all claims are now in condition for allowance and Applicants request prompt issuance of a Notice of Allowance.

## **CONCLUSION**

If the Examiner believes, after this response, that the application is not in condition for allowance, the Examiner is requested to call the Applicants' attorney at the telephone number listed below.

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If this response is not considered timely filed and if a request for an extension of time is otherwise absent, Applicant hereby requests any necessary extension of time. If there is a fee occasioned by this response, including an extension fee, that is not covered by an enclosed check, please charge any deficiency to Deposit Account No. 23/2825.

Respectfully submitted,

Paul F. Ferguson, Jr. et al., Applicant

 $\mathbf{R}_{\mathbf{V}}$ 

Steven J. Henry, Reg. No. 27,900 Wolf, Greenfield & Sacks, P.C. 600 Atlantic Avenue

Boston, Massachusetts 02210-2211

Telephone: (617) 720-3500

Docket No. A0312.70409US00

Date: April **27**, 2004

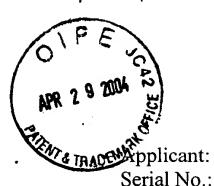
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Sir:

Transmitted herewith is/are the following document(s):

Response to Final Office Action [X]

Terminal Disclaimer [X]

Return Receipt Postcard [X]

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

No fee is due. If the fee is insufficient, the balance may be charged to the account of the undersigned, Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,

Steven J. Henry, Reg. No. 27,900

Wolf, Greenfield & Sacks, P.C.

600 Atlantic Avenue

Boston, Massachusetts 02210-2211

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